

# MEMORANDUM

## Texas Department of Human Services Long Term Care Policy \* Survey and Certification Clarification

**TO:** Long Term Care-Regulatory  
Regional Directors and State Office Managers

**FROM:** Evelyn Delgado  
Assistant Deputy Commissioner  
Long Term Care-Regulatory

**SUBJECT:** Out of Hospital Do-Not-Resuscitate - **S&CC 03-03**

**APPLIES TO:** Nursing Facility Services

**DATE:** January 20, 2003

---

The purpose of this memo is to provide guidance regarding the Out of Hospital Do-Not-Resuscitate standard form. Surveyors are sometimes faced with situations where a resident's medical record contains a physician's do-not-resuscitate (DNR) order, but no Out of Hospital Do-Not-Resuscitate order on the Texas Department of Health standard form, and the resident dies without an attempt at resuscitation. In such instances, if a deficiency is written for lack of an Out of Hospital Do-Not-Resuscitate order on the standard form, it must be written at the level of "No actual harm with a potential for minimal harm," if no extenuating circumstances exist.

If you have questions about this memo, please contact Susan Syler, R.N., at (512) 438-3111.

[signature on file]

Evelyn Delgado

ED:mg